

order, the vessel shall be taken into such possession with all reasonable despatch.

(5) Part V of the Police Law shall not apply to any vessel which is the subject of an order under this section.

(6) A court of summary jurisdiction may, on application by any person claiming to be the beneficial owner of any vessel to which an order under this section relates made within three months of the making of such order and after not less than five days' notice of such application has been given to the Attorney General, make a further order revesting ownership of the vessel in that person and for the delivery of the possession thereof to him:

Provided that no order shall be made under this subsection unless the claimant satisfies the court that —

either (a)

(i) he is the beneficial owner thereof; and

(ii) neither he, nor, if he is not also the legal owner of the vessel, such legal owner, had consented to the offender having possession of the vessel or knew, or had reason to suspect, that the vessel was likely to be used for any of the purposes mentioned in subsection (2); or

(b) he has paid into court a redemption fee equivalent to three fourths of the value of the vessel or two hundred thousand dollars, whichever be the lesser:

Provided further that no vesting order under this section shall give rise to any claim based on the difference in value of such vessel at the time of revesting from such value at the time of seizure."

Passed the Legislative Assembly this 15th day of June, 1978.

**T. RUSSELL**  
President

**SYBIL McLAUGHLIN**  
Clerk of the Legislative Assembly.

CAYMAN ISLANDS



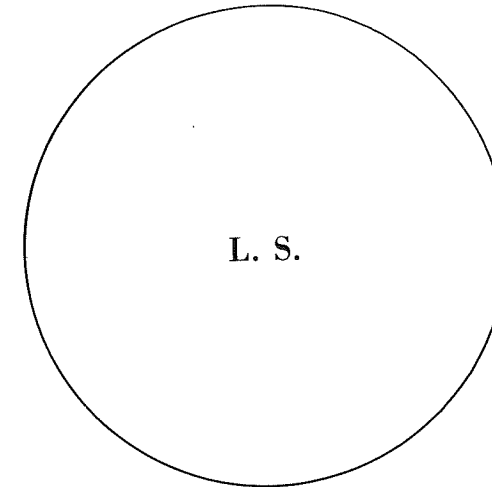
Supplement No. 4 published with Gazette No. 14 of 1978

**THE MISUSE OF DRUGS  
(AMENDMENT) LAW, 1978  
(Law 11 of 1978)**

Date of operation:  
Notice of non-disallowance published in Gazette No.      of 197

CAYMAN ISLANDS

CAYMAN ISLANDS



Law 11 of 1978.

**T. RUSSELL**

Governor

22nd June, 1978.

**A LAW to amend The Misuse of Drugs Law, (Law 13 of 1973).**

ENACTED by the Legislature of the Cayman Islands:

Short title.

1. This Law may be cited as the Misuse of Drugs (Amendment) Law, 1978.

Section 14 of Law 13 of 1973 amended.

2. Section 14 of the Misuse of Drugs Law, 1973, is hereby amended by deleting subsection (2) thereof and replacing it with the following new subsections —

“(2) Where a person is convicted of an offence against this Law, and the court by or before which he is convicted is satisfied that any vessel which was in his possession or under his control at the time of his apprehension —

(a) has been used for the purpose of committing or facilitating the commission of such offence; or

(b) was intended by him to be used for that purpose;

the court shall order the forfeiture to the Crown of such vessel.

(3) Facilitating the commission of an offence shall be taken for the purposes of this section to include the taking of any steps after the offence has been committed for the purpose of disposing of any property to which it relates or of avoiding apprehension or detection.

(4) If any vessel to which an order under this section relates is not already in the possession of a constable at the time of the making of the

order, the vessel shall be taken into such possession with all reasonable despatch.

(5) Part V of the Police Law shall not apply to any vessel which is the subject of an order under this section.

(6) A court of summary jurisdiction may, on application by any person claiming to be the beneficial owner of any vessel to which an order under this section relates made within three months of the making of such order and after not less than five days' notice of such application has been given to the Attorney General, make a further order revesting ownership of the vessel in that person and for the delivery of the possession thereof to him:

Provided that no order shall be made under this subsection unless the claimant satisfies the court that —

either (a)

(i) he is the beneficial owner thereof; and

(ii) neither he, nor, if he is not also the legal owner of the vessel, such legal owner, had consented to the offender having possession of the vessel or knew, or had reason to suspect, that the vessel was likely to be used for any of the purposes mentioned in subsection (2); or

(b) he has paid into court a redemption fee equivalent to three fourths of the value of the vessel or two hundred thousand dollars, whichever be the lesser:

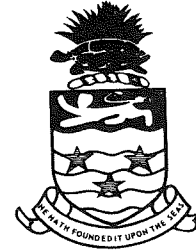
Provided further that no vesting order under this section shall give rise to any claim based on the difference in value of such vessel at the time of revesting from such value at the time of seizure."

Passed the Legislative Assembly this 15th day of June, 1978.

**T. RUSSELL**  
President

**SYBIL McLAUGHLIN**  
Clerk of the Legislative Assembly.

CAYMAN ISLANDS



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